Application Number 10/701,519 **REQUEST** For Filing Date November 6, 2003 **CONTINUED EXAMINATION (RCE) TRANSMITTAL** First Named Inventor: Gardner et al. Address to: Art Unit: 1771 MAIL STOP RCE Examiner Name: Cheryl Ann Juska **COMMISSIONER FOR PATENTS** Confirmation No.: 7372 P. O. BOX 1450 **ALEXANDRIA, VA 22313-1450** Attorney Docket No. 019662/310960 (Revised 01/2003) This is a request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the aboveidentified application. Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. 1. Submission required under 37 C.F.R. § 1.114 Note: if the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s). ☐ Previously submitted i. \square Consider the arguments in the Appeal Brief or Reply Brief previously filed on ii \boxtimes Other Please do not enter the unentered amendment filed June 29, 2006. Enter the accompanying amendment instead. b. Enclosed i. Amendment/Reply ii. \square Affidavits(s)/Declarations(s) iii. Information Disclosure Statement (IDS); of cites listed on PTO Form 1449 iv. Other

2. <u>Miscellaneous</u>

| a. | Suspension of action on the above-identified application is requested under 37 C.F.R. |
|----|---|
| | §1.103(c) for a period of months. (Period of suspension shall not exceed 3 |
| | months; Fee under 37 C.F.R. § 1.17(i) required) |
| b. | Other |

| Appl. No.: 10/701,519 | | |
|-----------------------|--|--|
| Filed: 11/06/03 | | |
| Page 2 | | |
| | | |
| | | |
| | | |
| | | |

3. The RCE fee under 37 C.F.R. § 1.17(e) is required by 37 C.F.R. § 1.114 when the RCE is filed. The Director is hereby authorized to charge any fee deficiencies, or credit any a. overpayments, to Deposit Account No. 16-0605. RCE fee required under 37 C.F.R. § 1.17(e) i. \times (\$790.00 large entity) Extension of Time Fee (37 C.F. R. §§ 1.136 and 1.17) ii. \square iii. 🗆 Other b. \square Check in the amount of \$\\$ enclosed Respectfully submitted, /Raymond O. Linker, Jr./

Raymond O. Linker, Jr. Registration No. 26,419

Customer No. 00826
Alston & Bird LLP
Bank of America Plaza
101 South Tryon Street, Suite 4000
Charlotte, NC 28280-4000
Tel Charlotte Office (704) 444-1000
Fax Charlotte Office (704) 444-1111
LEGAL02/30021083v1

In re: Gardner et al.

ELECTRONICALLY FILED USING THE EFS-WEB ELECTRONIC FILING SYSTEM OF THE UNITED STATES PATENT & TRADEMARK OFFICE ON JULY 20, 2006.